



I hereby certify that this correspondence is being deposited with the U.S. Postal Service as Express Mail, Airbill No. EV 309882782 US, in an envelope addressed to: MS Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.

Dated: October 10, 2003

Signature

(Cynthia L. Kanik)

Docket No.: PNJ-001  
(PATENT)

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:  
David Thomas, et al.

Application No.: 09/773866

Confirmation No.: 3286

Filed: February 1, 2001

Art Unit: 1644

For: CD40 - BINDING APC-ACTIVATING  
MOLECULES

Examiner: Phillip Gambel

### STATEMENT PURSUANT TO 37 CFR 1.821

MS Petition  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

RECEIVED

OCT 15 2003

Dear Sir:

OFFICE OF PETITIONS

Submitted herewith for filing in connection with the above-referenced patent application is a labeled, computer readable copy of the Sequence Listing included in the application.

I hereby state that I have reviewed the paper copy of the Sequence Listing contained on pages 1 to 1 of said Sequence Listing, as required by 37 CFR 1.821(c), and have reviewed the computer readable form of the Sequence Listing, as required by 37 CFR 1.821(e), and that the content of the paper and computer readable copies for the above-referenced patent application are the same as required by 37 CFR 1.821(f).

Applicant believes no fee is due with this response. However, if a fee is due, please charge our Deposit Account No. 12-0080, under Order No. PNJ-001 from which the undersigned is authorized to draw.

Dated: October 10, 2003

Respectfully submitted,

By   
Cynthia L. Kanik, Ph.D.  
Registration No.: 37,320  
LAHIVE & COCKFIELD, LLP  
28 State Street  
Boston, Massachusetts 02109  
(617) 227-7400  
(617) 742-4214 (Fax)  
Attorney/Agent For Applicant

RECEIVED

OCT 15 2003

OFFICE OF PETITIONS